IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

MONDAY, THE THIRTIETH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION NO : 23365 of 2003

Between:

1 B. Suneetha Kumari D/o. D.Satyanarayana, R/o. Bobbili, Vizianagaram

District
2 B.V. Nageswara Rao S/o. Satyanarayana, R/o. Bobbili, Vizianagaram

District

... PETITIONERS

AND

1 The Chairman-cum-Managing Director CMD, APEPDCL, Sai Shakti

Apartments, First Floor, Saraswathi Park Visakhapatnam
2 The A.P. Electricity Power Distribution Company Limited rep., by its

Superintending Engineer [operation], Siddarthanagar, Vizianagaram
3 The A.P.Electricity Power Distribution Company Limited rep., by its

Divisional Engineer[operation], Vizianagaram

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction, more particularly one in the nature of Writ of Mandamus, declaring the action of the respondents in not calling the petitioners for appointment to the post of Junior Line man is bad and illegal, consequently direct the respondent to issue call letters to the petitioners for filling the backlog posts of SC and St vacancies to the Post of Junior Line Man since they belongs to Schedule Caste community.

Counsel for the Petitioner: MR.KURITIBHASKARA RAO

Counsel for the Respondents: Mr. S. RAVINDRANATH SC FOR APSEB

The Court made the following order:

ORDER:

-

-

The writ-petitioners submit that they belong to Scheduled Caste and they have completed ITI training in the trade of wireman at Government ITI, Bobbili.

The first petitioner is also qualified in Typewriting English in Lower and Higher Grade and completed 18 months course in PGDCA and secured B Grade in Net World Computer Education. It is submitted that both the writ-petitioners have enrolled in the employment exchange as unemployed.

It is stated that the first petitioner worked as contract labour from 05.05.1997 to 25.08.1999 and the second petitioner, who is a B.A. graduate, also worked as contract labour in the respondent organization from 01.04.1996 to 30.04.1999. They have made representations dated 16.05.2003, 23.06.2003 and 10.10.2003 requesting the respondents to consider their case for appointment as Junior Lineman on regular basis, but their representations have not been considered.

It is further stated that the Chairman and Managing Director of the Transmission Corporation of Andhra Pradesh issued an order in T.O.O. (CGM-HRD) Ms.No.275,

Personal Services, dated 01.03.2004 regarding formation of new Rural Operation Sections duly creating 24 posts of Junior Lineman, which falls under the Distribution company of the respondents 2 and 3. The said 24 posts of Junior Lineman, which are newly created, are directed to be filled up on yearly contract basis.

Having regard to the facts and circumstances, the respondents are directed to consider the case of the petitioners for appointment to the posts of Junior Lineman in accordance with rules, as against the new vacancies that are going to be filled up.

Accordingly, the writ petition is disposed of. No costs.

_____

(V. ESWARAIAH, J)

August 30, 2004

Dsk/Bcj

Note: Furnish Copy in three days

To

1 The Chairman-cum-Managing Director CMD, APEPDCL, Sai Shakti

Apartments, First Floor, Saraswathi Park Visakhapatnam
2 The Superintending Engineer [operation], A.P. Electricity Power

Distribution Company Limited, Siddarthanagar, Vizianagaram
3 The Divisional Engineer [operation], A.P.Electricity Power Distribution

Company Limited, Vizianagaram

4 Two CD Copies.